

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

MAR 26 2004

OFFICE OF
MANAGING DIRECTOR

Mr. Norman Weinhouse
Norman Weinhouse Associates
5211 Jumilla Ave.
Woodland Hills, CA 91364

Re: Communication Network Systems
Earth Station Call Sign Number E980100
FY 2000 Regulatory Fee
Fee Control No. 00000RROG-04-036

Dear Mr. Weinhouse:

This is in response to your request for a refund of the fiscal year (FY) 2000 regulatory fee that you paid on behalf of Communication Network Systems (CNS) for Earth Station Call Sign Number E980100 (the earth station). Our records reflect that you paid the FY 2000 regulatory fee of \$175.00 and the \$43.75 late charge penalty for late payment of the regulatory fee. Our records also reflect that you paid additional fees and collection costs associated with the late payment, for a total amount of \$309.14 paid by you to the U. S. Treasury in connection with the FY 2000 regulatory fee.

On CNS's FCC 312 Main Form ("FCC Application for Satellite Space and Earth Station Authorizations"), you are identified as CNS's "Contact Representative" and your business address is identified as set forth above. (The FCC 312 Main Form identifies CNS as the applicant for the authorization and also lists CNS's address as different from yours.) To your address as listed on the FCC 312 Main Form, the FCC's Office of Managing Director (OMD) on February 23, 2001 issued CNS a request for payment of the FY 2000 regulatory fee and associated late charge penalty for the earth station.¹ On February 27, 2001, you notified OMD that you had forwarded OMD's February 23 letter to CNS's "last known address" and that "further correspondence regarding the Satellite Earth Station . . . should be directed to that address."² Despite this notification, OMD subsequently sent to your address a final demand for payment from CNS.³ On June 7, 2002, you advised OMD that you had forwarded OMD's final demand letter "to Comteir

¹ See Letter from Susan Donahue, Chief, Revenue & Receivables Operations Group, OMD, FCC, to Communication Network Systems (dated Feb. 23, 2001).

² See Letter from Norman Weinhouse to Susan Donahue, Revenue & Receivables Operations Group (dated Feb. 27, 2001).

³ See Letter from Claudette E. Pride, Chief, Revenue & Receivables Operations Group, OMD, FCC, Bill No. 2001-9I-0089, to Communication Network Systems (undated).

Corp. (successor to Communication[s] Network Systems)[.]”⁴ You advised OMD to direct further correspondence to the address and contact representative for the corporation identified in your letter. Despite this notification, on March 14, 2003, the United States Department of the Treasury (Treasury Department) issued a letter to your address advising the “Financial Advisor” of CNS that the unpaid regulatory fee and associated late charge had been referred to the Treasury Department for collection.⁵ On April 3, 2003, you wrote the Treasury Department that you are “a communications consultant and not an officer or employee of the delinquent corporation” and that “[t]he only role that [you] . . . had in obtaining the FCC license subject to the regulatory fee was to provide technical information for the license application.”⁶ You indicated that further correspondence regarding the matter should be directed to Comteir Corporation’s contact representative and address (as identified in your June 7, 2002 letter) and that you were forwarding to that representative and address a copy of the Treasury Department’s March 14, 2003 letter and your April 3, 2003 letter. On April 18, 2003, a formal notice to CNS was sent to your address stating that the Treasury Department had placed the “delinquent debt” with Diversified Collection Services, Inc. (DCS), a private collection firm, and that you were “legally responsible to repay this debt including any accrued interest, penalty charges, fees and collection costs.”⁷ In a facsimiled communication dated February 7, 2004 to International Bureau staff, you stated that you had “paid the delinquent debt merely to protect [your] . . . credit.” In a subsequent communication, you state that you “have never been an owner, proprietor, agent, or officer of [CNS, and that you were] . . . not responsible for the FY 2000 ([or]. . . any other) regulatory fees for earth stations licensed by that company.”

The record reflects that you were not the licensee of Earth Station E980100 at the time the FY 2000 regulatory fee was due and that you were therefore not responsible for the

⁴ See Letter from Norman Weinhouse to Claudette E. Pride, Revenue & Receivables Operations Group (June 7, 2002). In your request for relief, you include a copy of your letter to the contact representative advising him to “take care of” the regulatory fee for FY 2000. See Letter from Norman Weinhouse to Jose Perez (Aug. 5, 2002).

⁵ See Letter from Charles A. Wilson, Debt Management Services, Department of the Treasury, Financial Management Service, to Financial Officer, Communication Network Systems (dated Mar. 14, 2003).

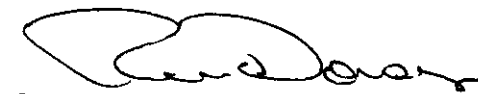
⁶ See Letter from Norman Weinhouse to Charles A. Wilson, Debt Management Servicing Center (dated Apr. 3, 2003).

⁷ See Letter from Diversified Collection Services, Inc. to Communication Network Systems (dated Apr. 18, 2003). The letter also stated that “[y]our delinquent debt(s) may have been reported to all national credit bureaus” and that the Department of the Treasury and other agencies may be authorized “to withhold any payments you receive from the federal government . . . if your debt is not paid.” The letter further stated that “your debt may be reviewed for possible referral . . . to the U.S. Department of Justice for legal action.”

payment of the regulatory fee. *See Assessment and Collection of Regulatory Fees for Fiscal Year 2000, Report and Order*, 15 FCC Rcd 14478, 14496 ¶ 44 (2000). Under the circumstances, we find that you were not responsible for the FY 2000 regulatory fee, the late charge penalty for late payment of the regulatory fee, or for the associated accrued fees and collection costs. We therefore grant your request for a refund of the FY 2000 regulatory fee, as well as the associated penalties and costs that you paid in connection therewith.

A check made payable to the maker of the original check, and drawn in the amount of \$309.14, will be sent to you at the earliest practicable time. If you have any questions concerning this matter, please contact the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,

A handwritten signature in black ink, appearing to read "Mark A. Reger", with a stylized flourish at the end.

Mark A. Reger
Chief Financial Officer

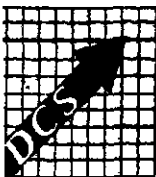
NORMAN WEINHOUSE ASSOCIATES***Telecommunication Consultants*****Satellite and Microwave Specialists**

5211 Jumilla Avenue – Woodland Hills, CA 91364-Phone (818) 884 3105**FAX (818) 884 2981 – e mail: normwein@pacbell.net****FACIMILE TRANSMISSION****Total number of pages including this one: 10****To: MaryJane Solomon****Company: FCC (202 418 0399)****From: Norman Weinhouse****Subject: Regulatory Fee for Earth Station Call Sign E980100****Date: February 7, 2004****MESSAGE****MaryJane,**

This Fax is sent as a follow up to our telephone conversation of February 5. Included here are documents summarizing a sad experience I had with FCC collections for regulatory fees. I hope that you can help stop me from further responsibility. Communication Network Systems is no longer an existing entity and the earth stations no longer exist.

- 1. First page of Form 312 application that clearly shows that I was the "contact" and not the licensee.**
- 2. Letter from Susan Donahue of the FCC.**
- 3. My response to that letter.**
- 4. Letter from Claudette E. Pride of the FCC.**
- 5. My response to that letter.**
- 6. Letter from me to Mr. Perez. There was no response and attempts at phone contact were unsuccessful.**
- 7. Letter from Charles A. Wilson of the FCC.**
- 8. My response to that letter**
- 9. Letter from a Collection Agency**

I paid the delinquent debt merely to protect my credit. I am not sure if this experience has found its way to credit agencies. So far I have not been refused credit.



**Diversified
Collection
Services, Inc.**

P.O. Box 2018, Castro Valley, CA 94546-0018

Toll free 1-888-310-2006

April 18, 2003

File #7- 10356386
COMMUNICATION NETWORK SYSTEMS
5211 JUMILLA AVE
Woodland Hills CA 91364

Re: Diversified Collection Services, Inc.
Account No. 90201277796
Treasury Acct No: CB0864509-000858291

Balance: \$335.96 as of April 28, 2003

Claim of: Federal Communication Commission

This letter serves as formal notice that your delinquent debt has been placed with Diversified Collection Services, Inc. (DCS), a private collection firm, contracted by the U.S. Department of the Treasury, Financial Management Service (FMS) to begin collection efforts on your delinquent balance owed to Federal Communication Commission.

Due to your failure to repay this obligation, the entire unpaid balance of your debt is now due and payable. Your delinquent debt(s) may have been reported to all national credit bureaus which could inhibit your ability to obtain future credit. Additionally, the Department of the Treasury and other applicable federal agencies may be authorized by FMS to withhold any payments you receive from the federal government such as income tax refunds, federal retirement benefits, and/or other financial assistance if your debt is not paid. Further, should you continue to refuse to resolve this debt, your debt may be reviewed for possible referral by FMS to the U.S. Department of Justice for legal action.

You are legally responsible to repay this debt, including any accrued interest, penalty charges, fees and collection costs. Under federal law, you are liable for the costs incurred by FMS to collect your debt. These costs include fees paid by FMS to DCS. The "Total Balance" shown above includes the amount needed to satisfy your entire debt including the collection fees.

In order to avoid further collection action, you must send payment in-full, made payable to the U.S. Department of the Treasury, along with the attached coupon in the enclosed return envelope or contact your DCS account representative, toll-free at 1-888-310-2006, or via e-mail at treasury@dcswins.com and arrange to repay this debt. This is an attempt to collect a debt by a debt collector, and any information obtained may be used for that purpose.

**SEE THE REVERSE SIDE FOR THE FEDERAL VALIDATION NOTICE
AND OTHER REQUIRED STATE COMPLIANCE INFORMATION.**

PAID - April 25, 2003

(8)

April 3, 2003

Debt Management Servicing Center (TRFM)
P.O. Box 830794
Birmingham, AL 35283-0794
Attn: Charles A. Wilson

Reference: DMCS Account Number 230040272-552053

Dear Mr. Wilson:

Please excuse the delay in responding to your letter of March 14, 2003. I have just returned from a vacation.

In the matter of the debt owed by Comteir Corporation (successor to Communication Network Systems) please be advised of the following facts.

I am a communications consultant and not an officer or employee of the delinquent corporation. The only role that I had in obtaining the FCC license subject to the regulatory fee was to provide technical information for the license application.

Please see the attached letter indicating that correspondence in this matter should be directed to Mr Jose Perez of Comteir Corporation

I am sending your letter and my response to Mr. Perez.

Sincerely,

Norman Weinhouse
Norman Weinhouse Associates

Cc Jose Perez



DEPARTMENT OF THE TREASURY
FINANCIAL MANAGEMENT SERVICE
BIRMINGHAM, AL 35283-0794

March 14, 2003

7

Financial Officer
Communication Network Systems
5211 Jumilla Avenue
Woodland Hills, CA 91364
llllllllllllllllllll

DMSC Account Number: 230040272-552053

Dear Financial Officer:

This is to advise you that your unpaid delinquent debt owed to the Federal Communications Commission, Federal Communications Commission, Section 9 Regulatory Fees has been referred to the U.S. Department of the Treasury for collection. According to the records of the Federal Communications Commission, you owe \$249.00 to the United States Government.

Collection action will continue unless you make payment in the amount of \$309.14, which includes all administrative fees and applicable interest, within ten (10) days of the date of this letter.

If you wish to avoid the pending collection measures being prepared to collect your debt, you must immediately send your check or money order, made payable to the U.S. Treasury. To ensure proper credit to your account, include the account number in the memo section of your check, and forward the check with the PAYMENT COUPON below to:

U.S. Department of the Treasury -- FMS
Debt Management Services
P.O. Box 105576
Atlanta, GA 30348

Correspondence should be directed to:

Debt Management Servicing Center (TRFM)
Post Office Box 830794
Birmingham, AL 35283-0794

If you are unable to pay your debt in full, please contact a Customer Service Representative at (888) 826-3127.

Sincerely,

Charles A. Wilson

Charles A. Wilson
Debt Management Services

Detach Here

00000000



August 5, 2002

Mr. Jose Perez
ComTeir Corp.
10400 W. 153rd Street
Orland Park, IL 60425

Mr. Perez:

Please take care of this if you have not done it at this time. Also please let me know what if anything you intend to do with your existing license.

I hope that this is the last time I hear from the FCC on this matter. If I don't hear from you, I will escalate the matter to higher levels at the Commission.

Norman Weinhouse
5211 Jumilla Ave
Woodland Hills, CA 91364
Phone: 818 884 3105
e-mail: normwein@pacbell.net

5

June 7, 2002

FCC
Revenue and Receivables Operations Group
Room 1A820
445 12th Street
Washington, DC 20554

Reference: 2001-91-0089

Dear Ms Pride

We are sending your letter of May 28, 2002 to Comteir Corp (successor to Communication Network Systems) to the following address:

Mr. Jose Perez
10400 W. 153rd Street
Orland Park, IL 60425

Any further correspondence regarding the Earth Station License (call sign E9800100) should be directed to that person at that address.

Sincerely,

Norman Weinhouse
Norman Weinhouse Associates

Cc: Jose Perez

(4)

FEDERAL COMMUNICATIONS COMMISSION
WASHINGTON, DC 20554

OFFICE OF
MANAGING DIRECTOR

Communication Network Systems
5211 Jumilla Ave.
Woodland Hills, CA 91364

Re: Bill Number 2001-9I-0089

Dear Licensee:

This letter is a final demand for payment in reference to a bill that was issued by the Federal Communications Commission that remains unpaid. The enclosed billing document indicates the reason for this bill. Your account is seriously past due and requires immediate attention.

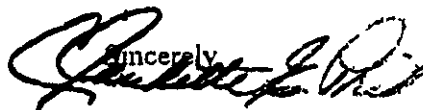
You are cautioned that failure to respond and/or pay this debt will subject you to sanctions as defined by 31 U.S.C. §3717 and 4 C.F.R. Part 102. The Debt Collection Improvement Act of 1996 as amended gave Federal Government agencies the authority to report and refer delinquent debts to the U.S. Treasury Department for further collection action. If payment is not received within 30 days from the date of this letter, your account will be assessed further penalties, which can be as high as 11 percent, and referred to the U.S. Treasury for collection. Please mail your payment along with a copy of the enclosed bill to the following address:

Federal Communications Commission
P.O. Box 358835
Pittsburgh, PA 15251-5835

If you have any documentation that will establish that the debt was paid, such as a canceled check, or any other supporting information, please submit this information along with a copy of this letter. You may provide any documentation that will support a claim of financial hardship. Such information as profit and loss statements can be used in these instances. Your documentation and/or remittance must be mailed to the Federal Communications, along with a copy of the enclosed bill to the following address:

Federal Communications Commission
Attn: Revenue and Receivables Operations Group
445 12th Street, S.W., Room 1A820
Washington, DC 20554

If you have any questions, please contact the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,


Claudette E. Pride, Chief
Revenue & Receivables Operations Group

Enclosures

FCC 312 Main Form FEDERAL COMMUNICATIONS COMMISSION APPLICATION FOR SATELLITE SPACE AND EARTH STATION AUTHORIZATIONS	Approved by OMB 3000-0678 Est. Avg. Burden Hours Per Response: 10 hrs	FCC Use Only File Number: Call Sign:

PAYOR AND FILING FEE INFORMATION

a. Payor Name COMMUNICATION NETWORK SYSTEMS				b. Daytime Telephone Number (408) 235-7000	
c. Mailing Street Address or P.O. Box 2525 WALSH AVENUE				d. FCC Account Number (408) 235-7000	
e. City SANTA CLARA		f. State CA	g. Zip Code 95051		h. Country Code (if not U.S.A.)
i. Payment Type Code BGV	j. Quantity 1	k. Fee Due for Payment Type Code in (i) \$6,840.00	l. Total Amount Paid \$6,840.00		FCC Use Only

APPLICANT INFORMATION

1. Legal Name of Applicant COMMUNICATION NETWORK SYSTEMS		2. Voice Telephone Number (408) 235-7000	
3. Other Name Used for Doing Business (if any)		4. Fax Telephone Number (408) 235-7099	
5. Mailing Street Address or P.O. Box 2525 WALSH AVENUE ATTENTION: ROBERT SCHWEIKHER		6. City SANTA CLARA	
		7. State / Country (if not U.S.A.) CA	8. Zip Code 95051
9. Name of Contact Representative (If other than applicant) NORMAN WEINHOUSE		10. Voice Telephone Number (818) 884-3105	
11. Firm or Company Name NORMAN WEINHOUSE ASSOCIATES		12. Fax Telephone Number (818) 884-9023	
13. Mailing Street Address or P.O. Box 5211 JUMILLA AVENUE ATTENTION: NORMAN WEINHOUSE		14. City WOODLAND HILLS,	
		15. State / Country (if not U.S.A.) CA	16. Zip Code 91364

CLASSIFICATION OF FILING

17. Place an "X" in the box next to the classification that applies to this filing for both questions a. and b. Mark only one box for 17a and only one box for 17b.			
<input checked="" type="checkbox"/> a1. Earth Station	<input checked="" type="checkbox"/> b1. Application for License of New Station	<input type="checkbox"/> b4. Modification of License or Registration	
<input type="checkbox"/> a2. Space Station	<input type="checkbox"/> b2. Application for Registration of New Domestic Receive-Only Station	<input type="checkbox"/> b5. Assignment of License or Registration	<input type="checkbox"/> b7. Notification of Minor Modification
	<input type="checkbox"/> b3. Amendment to a Pending Application	<input type="checkbox"/> b6. Transfer of Control of License or Registration	<input type="checkbox"/> b8. Other (Please Specify):
18. If this filing is in reference to an existing station, enter: Call sign of station:		19. If this filing is an amendment to a pending application enter: (a) Date pending application was filed: (b) File number of pending application:	

FEDERAL COMMUNICATIONS COMMISSION
Washington, D. C. 20554

2

OFFICE OF
MANAGING DIRECTOR

FEB 23 2001

COMMUNICATION NETWORK SYSTEMS
5211 JUMILLA AVE
WOODLAND HILLS, CA 91364

Re: 2001-9I-0089

Dear Licensee:

This letter is in reference to the annual 2000 regulatory fee(s), which were due to the Federal Communications Commission (Commission) by no later than September 22, 2000. This is a mandatory fee established by Congress in accordance with The Omnibus Budget Reconciliation Act of 1993. The fees are used to offset costs associated with the Commission's enforcement, public service, international and policy and rulemaking activities.

The Commission is currently verifying its FY 2000 regulatory fees collection to identify those regulatees who have not paid. Our research indicates that we have no record of your 2000 regulatory fee payment for the following Earth Station:

E980100

The amount now due is \$175.00 plus a 25% penalty of \$43.75 for late payment of the fee(s). The total amount now due is \$218.75. Payment in full should be remitted with the enclosed Form 159 to: Federal Communications Commission, P.O. Box 358835, Pittsburgh, PA 15251-5835 within thirty (30) days of the date of this letter. You should submit all payments that may be due including the 25% penalty for each Earth Station. To obtain a copy of the Public Notice for further instructions, go www.fcc.gov and click on "Fees." Then click on Regulatory Fees and locate your particular service.

If payment has been made, please provide a complete copy of your submission including proof of payment. If you believe you are not obligated to pay under the Commission's rules, please submit complete documentation supporting your position within thirty (30) days of the date of this letter. These documents should be sent to: Federal Communications Commission, Revenue & Receivables Operations Group, Room 1A821, 445 12th Street, SW, Washington, DC 20554.

You are cautioned that failure to respond and/or pay the penalty will subject you to further sanctions as defined by CFR Section 1.1164 of our Rules. These sanctions include subjecting the delinquent payer's pending applications to dismissal, and may require a delinquent payer to show cause why its existing instrument of authorization should not be revoked. Further sanctions include interest charges, and the full cost of collection to the Federal Government pursuant to Section 3720A of the Internal Revenue Code and the provisions of the Debt Collection Act.

If you need further assistance, please contact the Revenue & Receivables Operations Group at (202) 418-1995.

Sincerely,


Susan Donahue, Chief
Revenue & Receivables Operations Group

Enclosure

(3)

February 27, 2001

FCC
Revenue and Receivables Operations Group
Room 1A821
445 12th Street
Washington, DC 20554

Dear Ms Donahue

We have forwarded your letter of February 23, 2001 to Communication Network Systems at the last known address of:

Communication Network Systems
2525 Walsh Avenue
Santa Clara, CA 95051
Attn: Robert Schweikher

Any further correspondence regarding the Satellite Earth Station (call sign E980100), should be directed to that address.

Sincerely,

Norman Weinhouse
Norman Weinhouse Associates

Cc: Robert Schweikher